

Judge: Hon. Christopher M. Alston  
Chapter: Chapter 7  
Hearing Date: July 22, 2021  
Hearing Time: 11:00 a.m.  
Hearing Site: Telephonic – See end of document  
for dial in information  
Reply Date: July 19, 2021

UNITED STATES BANKRUPTCY COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

In re:

Case No. 18-14820-CMA

SAMIA EL-MOSLIMANY,

Adversary Proceeding No. 19-01116

Debtor.

RONALD G. BROWN, solely in his capacity  
as Chapter 7 Trustee of the bankruptcy  
estate of Samia El-Moslimany,

PLAINTIFF'S REPLY TO INTERVENOR'S  
OBJECTION TO PLAINTIFF'S  
MOTION TO COMPEL DEFENDANTS AZIZA  
AND JOHN DOE AL-YOUSEF TO ANSWER  
DISCOVERY

Plaintiff,

v.

AZIZA AL-YOUSEF and JOHN DOE AL-  
YOUSEF,

Defendants,

and

SAMIA EL-MOSLIMANY,

Intervenor.

Ronald G. Brown, the Chapter 7 Trustee in this bankruptcy case and the Plaintiff in  
this Adversary Proceeding ("Plaintiff") responds to the objection filed by Samia El  
Moslimany ("Intervenor") to the Plaintiff's Motion to Compel Defendants to Answer  
Discovery Requests ("Motion") as set forth below.

Trustee's Reply to Intervenor's Objection

Wood & Jones, P.S.  
303 N. 67<sup>th</sup> Street  
Seattle WA 98103-5209  
(206) 623-4382

1 Don Bailey, Intervenor's counsel, was served with the discovery requests the  
2 Plaintiff sent to the Defendants on the same date, March 5, 2021, and in the same email.  
3 See **Exhibit 1** to the Declaration of Denice Moewes filed simultaneously herewith. The  
4 Intervenor did not raise any objections to the discovery requests within the statutory  
5 objection period. As such, any objections to the Plaintiff's discovery requests have been  
6 waived. Nonetheless, the Intervenor appears to raise objections to several of the  
7 discovery requests in her reply, for the first time. See page 3, lines 8-25 and page 4 lines  
8 1-5. Those objections have been waived and the Court should not consider any arguments  
9 on that subject  
10  
11

12 The Objection is not supported by any declaration in violation of Local Bankruptcy  
13 Rule 9013(d)(1). As such, all statements made in the Objection constitute hearsay and are  
14 not evidence and there is no evidence to support any of the allegations in the Objection.  
15

16 The Objection regurgitates the same arguments that have been made by the  
17 Intervenor several times in this case whenever the Intervenor or Defendant Al-Yousef  
18 need an excuse as to why something has or has not happened. The argument is always  
19 the same: if the Saudi Government finds out certain information relating to the financial  
20 dealings between the parties there will be negative consequences for Aziza Al-Yousef.  
21 There has never been a declaration filed by Ms. Al-Yousef stating this, it is always the  
22 Debtor who is making the claim. However, Ms. Al-Yousef herself already told the Saudi  
23 Government all of this information. Specifically, on August 3, 2019 Ms. Al-Yousef filed a  
24 Declaration, Docket 80 – main case<sup>1</sup>, in which she states that she was interrogated while  
25  
26  
27

28 <sup>1</sup> The Declaration was filed in support of the Debtor's motion to abandon her residence.  
29 Trustee's Reply to Intervenor's Objection

1 in jail about her lending of money to the Debtor, Ms. El-Moslimany, and that her bank  
2 accounts were then frozen. She further states that she notified the Saudi authorities of the  
3 loans. In that same declaration she discussed the loans she allegedly made to the Debtor.  
4 If her bank accounts were frozen after she began lending money to the Debtor, admitted to  
5 doing so during interrogations by the Saudi Government, and then affirmatively disclosed  
6 those loans to the Saudi authorities, they clearly know all about this financial transaction.  
7

8 The Intervenor's concern for the safety of Ms. Al-Yousef only surfaces when she  
9 deems it beneficial. The Intervenor certainly had no concern about the safety of Ms. Al-  
10 Yousef when she gave her a deed of trust in November of 2016 which listed her address as  
11 Riyadh, Saudi Arabia<sup>2</sup>. She had no concern for her safety when she listed her as a creditor  
12 on her bankruptcy schedules and provided her address in Saudi Arabia. Nor was the  
13 safety of Ms. Al-Yousef of any concern to the Debtor in November of 2019 when Ms. El-  
14 Moslimany herself filed a Declaration in support of the Reply to the Trustee's Objection  
15 and attached a spreadsheet which purports to show the transfers of substantial money  
16 from Ms. Yousef to the Debtor, with full account numbers. However, in each of those  
17 circumstances, the action being taken was beneficial to the Debtor/Intervenor, so the  
18 safety issues were not raised.  
19  
20  
21

22 The Intervenor states that Ms. Al-Yousef's only participation in this case has been  
23 the lone declaration she filed, Docket 80. But that is not true. On or about August 14,  
24 2020 Ms. Al-Yousef retained John G. Llewellyn and Llewellyn & Shafer, PLLC to accept  
25 service of process on her behalf. Also, Ms. Al-Yousef clearly must have participated in the  
26

27  
28 <sup>2</sup> The Law Offices of John G. Llewellyn, PLLC is the Trustee under that deed of trust. Docket #1, Exhibit 11 to  
29 the Complaint in this Adversary Proceeding.  
Trustee's Reply to Intervenor's Objection

1 settlement conference in some form because she signed the Settlement Agreement on May  
2 23, 2021, two months ago. **Exhibit 2**, Moewes Declaration. Paragraph 2 of the Settlement  
3 Agreement requires Bankruptcy Court approval and requires that the motion be noted  
4 within 30 days of the settlement agreement being signed. Ms. Al-Yousef, in reading the  
5 Settlement Agreement, would have or should have noted it required court approval after a  
6 motion was filed, so she knew all those details would be made public, but yet neither she  
7 nor the Debtor voiced any concern about the safety of Ms. Al-Yousef if the Settlement  
8 Agreement was filed.  
9

10  
11 However, the Plaintiff's discovery requests were sent to Ms. Al-Yousef over four  
12 months ago, she hasn't bothered to respond to those discovery requests, and her friend,  
13 the Debtor, is now claiming, again, that there are safety concerns, which should bar Ms. Al-  
14 Yousef from having to respond. Why were there no safety concerns triggered with her  
15 signing the settlement agreement, which is filed with the Court? The answer is obvious.  
16

17 The Intervenor's Objection should be overruled, and the Plaintiff's Motion granted.

18 Dated this 20<sup>th</sup> day of July, 2021.  
19

20 WOOD & JONES, P.S.

21 /s/ Denice E. Moewes

22 Denice E. Moewes, WSB#19464  
23 Attorney for Chapter 7 Trustee  
24 Edmund J. Wood

25 Dial In Instructions:

26 Dial: 1-888-363-4749  
27 Enter Access Code: 8955076 then press #  
28 Enter Security Code: 3564 then press #  
29 Speak when prompted.

Trustee's Reply to Intervenor's Objection

Wood & Jones, P.S.  
303 N. 67<sup>th</sup> Street  
Seattle WA 98103-5209  
(206) 623-4382

1 Guidelines:

- 2 1. Use a land line phone and not a cell phone, if possible. Do not use a speaker  
3 phone.  
4 2. Make the call from a quiet area where background noise is minimal.  
5 3. Wait until the Judge calls your case before speaking.  
6 4. Do not put the phone on hold at any time after the call is connected.  
7 5. In the event you are unable to connect to the conference call after following the  
8 above procedures, please contact chambers at (206) 370-5310.  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

Trustee's Reply to Intervenor's Objection

Wood & Jones, P.S.  
303 N. 67<sup>th</sup> Street  
Seattle WA 98103-5209  
(206) 623-4382